

CALFRESH (CF) PROGRAM

REQUEST FOR POLICY/REGULATION INTERPRETATION

INSTRUCTIONS: Complete items 1 - 10 on the form. Use a separate form for each policy interpretation request. If additional space is needed, please use the second page. Be sure to identify the additional discussion with the appropriate number and heading. Retain a copy of the CF 24 for your records.

- Questions from counties, including county Quality Control, must be submitted by the county CalFresh Coordinator and may be submitted directly to the CalFresh Policy analyst assigned responsibility for the county, with a copy directed to the appropriate CalFresh Policy unit manager.
- Questions from Administrative Law Judges may be submitted directly to the CalFresh Policy analyst assigned responsibility to the county where the hearing took place, with a copy of the form directed to the appropriate CalFresh Bureau unit manager.

1. RESPONSE NEEDED DUE TO: <input checked="" type="checkbox"/> Policy/Regulation Interpretation <input type="checkbox"/> QC <input type="checkbox"/> Fair Hearing <input type="checkbox"/> Other:	5. DATE OF REQUEST: 11-20-2012	NEED RESPONSE BY: 12-7-2012
2. REQUESTOR NAME:	6. COUNTY/ORGANIZATION: San Luis Obispo County Social Services	
3. PHONE NO.:	7. SUBJECT: Non-BBCE Elderly/Disabled HH under net income limit	
4. REGULATION CITE(S):	8. REFERENCES: (Include ACL/ACIN, court cases, etc. in references) NOTE: All requests must have a regulation cite(s) and/or a reference(s). ACL 12-62	

9. QUESTION: (INCLUDE SCENARIO IF NEEDED FOR CLARITY):

Scenario:

Elderly and/or disabled HH applies for CalFresh. The HH's income is over 130% FPL, so they are not BBCE. Since the HH is elderly, we do not apply the 130% gross income test. The HH is under the net income limit, and is therefore income eligible to CalFresh. Since they are not BBCE, do we next need to apply the resource regulations found in 63-501 to determine resource eligibility for CalFresh?

10. REQUESTOR'S PROPOSED ANSWER:

Yes, since the HH is not BBCE and not subject to the 130% gross income test for CalFresh, we must determine if there is resource eligibility based on 63-501.

11. STATE POLICY RESPONSE (CFPB USE ONLY):

In CA, 130% of the FPL is currently the established maximum gross income for all households (HH) to have BBCE or MCE conferred. ACL 12-62 does not change the standard eligibility requirements, including passing a resource test per 63-501, that an elderly and/or disabled HH must meet to be CalFresh eligible when they have not been conferred BBCE or MCE.

FOR CDSS USE

DATE RECEIVED: 11/20/12	DATE RESPONDED TO COUNTY/ALJ:
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